



3732

#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Soboleski, *et al.*
Serial Number: 10/075,373
Filed: February 15, 2002
Title: Method and Device for Treating Scoliosis
File: 1999-012-02US

July 16, 2002

Assistant Commissioner for Patents
Washington, D.C.
20231

Dear Sir,

RECEIVED
JUL 19 2002
TC 3700 MAIL ROOM

Information Disclosure Statement

Applicants are aware of the publications listed on the attached Form PTO-1449 and, in accordance with 37 C.F.R. §1.97, hereby submit these publications for the Examiner's consideration. Copies of all non-U.S. Patent references are attached.

Examiner will note that two of these references are not in English. French Patent No. 2,722,980 is believed to be the same as U.S. Patent No. 5,645,599. No English translation of German Patent No. G 93 04 368.6 is available to applicant at the present time.

This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that

such publication is prior art. Applicants understand that the Examiner will make an independent evaluation of the cited publications.

No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. If, however, a first Office Action on the merits issues in the application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 C.F.R. §1.17(p) to our Deposit Account No. 17-0110.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "S. Scribner", written in a cursive style.

Stephen J. Scribner
Registration No. 44,452

PARTEQ Innovations
Queen's University
Kingston, Ontario K7L 3N6
CANADA
(613) 533-2342